

BRETT L. TOLMAN, United States Attorney (#8821)
WILLIAM K. KENDALL, Assistant United States Attorney (#7906)
Attorneys for the United States of America
185 South State Street, Suite 300
Salt Lake City, Utah 84111
Telephone: (801) 524-5682
Facsimile: (801) 524-6925

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,	:	2:08CR00559 CW
Plaintiff,	:	POSITION OF THE UNITED STATES
vs.	:	WITH RESPECT TO SENTENCING
	:	FACTORS
	:	U.S.S.G. § 6A1.2, DUCrimR 32-1
JAMES KENNETH WORDEN,	:	
Defendant.	:	Judge Clark Waddoups

The United States of America, by and through the undersigned Assistant United States Attorney, and pursuant to Rule DUCrimR 32-1(b), Rules of Practice of the United States District Court for the District of Utah, states that after reviewing the Presentence Report prepared by the U.S. Probation Office in connection with the sentencing of the above-named defendant, that it is

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unaware of any matters disputed between the government and the defendant with respect to such report. The United States has no objection to the Presentence Report.

DATED this 11th day of November, 2009.

BRETT L. TOLMAN
United States Attorney

/S/ William K. Kendall

WILLIAM K. KENDALL
Assistant United States Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the United States Attorney's Office, and that a copy of the foregoing POSITION OF THE UNITED STATES WITH RESPECT TO SENTENCING FACTORS was mailed postage prepaid, delivered through interoffice mail or electronically filed to all parties named below, this 11th day of November, 2009.

Edwin S. Wall
341 South Main, Suite 406
Salt Lake City, UT 84111

U.S. Probation Officer
Wendy White

/S/ JCW
Legal Assistant